

MULTIMEDIA



UNIVERSITY

STUDENT IDENTIFICATION NO

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MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

T2, 2019/ 2020

BBC7104 BUSINESS AND CYBERLAW

(MBA Full Time)

15 JANUARY 2020
09.00 a.m – 11.00 a.m
(2 Hours)

INSTRUCTION TO STUDENTS

1. This Question paper consists of 3 pages including cover page.
2. Answer **ALL FOUR (4)** questions.
3. Marks for each of the questions are given.
4. Please write your answers in the Answer Booklet provided.

QUESTION 1

Considering that the aim of Personal Data Protection Act 2010 (PDPA 2010) is to ensure a consistent level of data protection for natural persons throughout Malaysia and to prevent divergences hampering the free movement of personal data, please list all the principles of the Act and at least five PDPA 2010 implementation advantages.

(Total Marks : 25 marks)

QUESTION 2

Samuel is the author and copyright owner of a sculptural work that is embodied in a copy (the "Sculpture") that is owned by the city. Samuel's copyright is duly registered. Sculpture stands in a prominent spot in the city and to some extent Sculpture has become a symbol for the city. The city sponsors a local symphony orchestra and sells tickets to performances. In order to generate season ticket sales for the upcoming orchestra season, the city created a brochure that included ten photos of places in city, including a photo of Sculpture in its entirety. Samuel was not asked for permission to use the photo of Sculpture in the brochure, nor did Samuel give actual or express permission for such use. The brochure was distributed free at the symphony hall and other city locations. City has generated total symphony ticket sale revenues of RM 4 million. Total expenses for a single season of the orchestra will be RM 3 million. Samuel sues the city for copyright infringement. Discuss whether the city is liable for copyright infringement and justify your answer by citing relevant statutory provisions.

(Total Marks: 25 marks)

QUESTION 3

- (a) Paul wrote to Hussein on 1 June 2002 offering to sell to Hussein his antique 15th century Iranian carpet for RM250,000. He further stated in the letter that if Hussein did not reply the letter by 10 June 2002, he (Paul) would consider that Hussein had accepted the offer. Hussein did not reply the letter. Paul wishes to sue Hussein for breach of contract. Advise Paul on his chances of success.

(10 marks)

Continued...

- (b) On 1 June 2019 Sam wrote to John offering to sell his prized Persian Cat for RM3000. The letter reached John on 3 June 2019. John immediately replied stating that was willing to pay RM2000 for it. Sam received this letter on 7 June 2019 but did not give any further reply. On 14 June 2019, John wrote to Sam accepting Sam's original offer. Sam now refuses to sell the cat to John. John wishes to sue Sam for breach of contract. Advise John.

(15 marks)

(Total Marks : 25 marks)

QUESTION 4

Roger a student from Axel University was charged with using modified software to infect computers and create "spartan" virus that he exploited to obtain credit card and banking information and after the victims downloaded the software, Roger gained control of their computers, allowing him to obtain credit card and banking information from the compromised computers. He also used the compromised computers to carry out an internet attack on an online business in Cyberjaya, Malaysia. The users of those compromised computers were unaware that their computers had been turned into "spartan," they continued to use their computers to engage in online banking and purchases. Advise the University regarding Roger's criminal liabilities by referring to the relevant Malaysia Cyberlaws.

(Total Marks: 25 marks)

End of paper.....